IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

TUESDAY, THE 5TH DECEMBER 2006 / 14TH AGRAHAYANA 1928

WP(C).No. 32254 of 2006(M)

PETITIONER:

K.M. BASHEER, S/O. ABDULLA,
VALATHODIKA HOUSE, PERUMBALAM, MALAPPURAM DISTRICT

BY ADV. SRI.SAJEEV KUMAR K.GOPAL

RESPONDENTS:

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1. THE SECRETARY,
REGIONAL TRANSPORT AUTHORITY, MALAPPURAM.

2. P. MOHAMMEDKUTTY, S/O.KUNHAMMED HAJI,
PALLIKKAL HOUSE, VENGARA P.O., MALAPPURAM.

R1 BY GOVT. PLEADER SRI.M.A.FAYAZ.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 05/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

THOTTATHIL B. RADHAKRISHNAN, J.

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WP(C).No.32254 OF 2006-M

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Dated this the 5th day of December, 2006.

JUDGMENT

This writ petition is filed contending that Exts.P4, P5 and P6 objections, though filed to Ext.P3, are not likely to be considered because the Secretary, RTA has made certain utterances during the hearing to the effect that the said objections will not be considered in view of certain directions issued by this Court to consider Ext.P3.

2. Subject to the laws governing the field, the petitioner's right to object to a particular set of timings being allotted to a rival operator is also a matter governed by law. Under such circumstances, if the petitioner is entitled to be heard in opposition to Ext.P3 in terms of law, the competent authority will take up Exts.P4 to P6.

The writ petition is disposed of as above.

Sd/-
THOTTATHIL B. RADHAKRISHNAN,
JUDGE.

Sha/-
- true copy-
P.S.to Judge.